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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11	UNITED STATES OF AMERICA,)	No. CR 09-0196 MMC
)	No. CR 09-0123 MMC
12	Plaintiff,)	STIPULATION AND PROPOSED ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT ; CONTINUING STATUS CONFERENCE; CONTINUING SUPERVISED RELEASE HEARING
13	v.)	
14	JUAN HERNANDEZ DE LA PAZ,)	
15	Defendant.)	
16)	

STIPULATION

The parties agree to continue the status hearing in the above-captioned matter from May 13, 2009 until June 3, 2009 at 2:30 p.m. The reason for the continuance is that additional time is required to complete the psychiatric evaluation.

For the foregoing reasons, the parties agree to the stated continuance and request that time be excluded under the Speedy Trial Act based upon the need for effective preparation and continuity of counsel. Accordingly, the parties agree to and request that the status hearing be continued until June 3, 2009, at 2:30 p.m. and time should be excluded from the Speedy Trial Act calculation until that date.

///

1 IT IS SO STIPULATED.

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3 Dated: May 11, 2009

/s/

RONALD C. TYLER
Assistant Federal Public Defender
Counsel for Juan Hernandez de la Paz

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5
6 Dated: May 11, 2009

/s/

JEANE HAMILTON
Assistant United States Attorney

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8
9 **~~PROPOSED~~ ORDER**

10 The Court finds as follows:

11 The ends of justice are served by granting the requested continuance, given that failure to
12 do so would deny counsel for the defendant the reasonable time necessary for effective
13 preparation, taking into account the exercise of due diligence, and would unreasonably deny the
14 defendant continuity of counsel.

15 The
~~The~~ aforementioned ends of justice outweigh the best interest of the public and the
16 defendant in a speedy trial.

17 Accordingly, this matter is continued until June 3, 2009 at 2:30 p.m. Pursuant to the
18 Speedy Trial Act Title 18 United States Code §§ 3161(h)(7)(A) and 3161(h)(7)(B)(iv), the
19 period from May 13, 2009 until June 3, 2009 is excluded in computing the time within which the
20 trial of this matter must commence.

21 IT IS SO ORDERED.

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24 Dated: May 12, 2009



HONORABLE MAXINE M. CHESNEY
UNITED STATES DISTRICT COURT JUDGE